

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No.

00-6277
8 U.S.C. §§ 1326(a), (b)(2)

UNITED STATES OF AMERICA)

v.)

ERIC McKINNEY,)

Defendant.)

~~CR - HURLEY~~

~~CR - HURLEY~~
MAGISTRATE JUDGE
VITUNAC

INDICTMENT

The Grand Jury charges that:

COUNT I

On or about June 4, 1998, in Broward County, in the Southern District of Florida, the defendant,


ERIC McKINNEY,


an alien, having been previously deported from the United States to ^{the Bahamas} ~~Jamaica~~ on or about March 16, 1998, after being convicted on December 13, 1995, of the aggravated felony of delivery of cocaine, was found knowingly in the United States without the Attorney General having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United

States Code, Sections 1326(a) and (b)(2).

A TRUE BILL


FOREPERSON


GUY A. LEWIS
UNITED STATES ATTORNEY


ROBIN S. ROSENBAUM
ASSISTANT UNITED STATES ATTORNEY

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*ERIC McKINNEY**Superseding Case Information:****Court Division:** (Select One)

_____ Miami _____ Key West
X FTL _____ WPB _____ FTP

New Defendant(s) Yes _____ No _____
 Number of New Defendants _____
 Total number of counts _____

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.
3. Interpreter: (Yes or No) No
 List language and/or dialect _____
4. This case will take 3 days for the parties to try.

5. Please check appropriate category and type of offense listed below:
 (Check only one) (Check only one)

I	0 to 5 days	<u>X</u>	Petty	_____
II	6 to 10 days	_____	Minor	_____
III	11 to 20 days	_____	Misdem.	_____
IV	21 to 60 days	_____	Felony	<u>X</u>
V	61 days and over	_____		

6. Has this case been previously filed in this District Court? (Yes or No) NO

If yes:

Judge: _____ Case No. _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of _____


Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) NO

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? Yes X No _____ If yes, was it pending in the Central Region? Yes _____ No _____

8. Did this case originate in the Narcotics Section, Miami? Yes X No _____


 ROBIN S. ROSENBAUM
 ASSISTANT UNITED STATES ATTORNEY
 Florida Bar No. 908223

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant Name: ERIC McKINNEY Case No.: _____

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Count #1: Illegal reentry into U.S. after aggravated felony conviction: 8:1326(a) and (b)(2)

Max. Penalty: 20 years' imprisonment; \$2,000,000.00 fine

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Count #

Max. Penalty:

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Count #

Max. Penalty:

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Count #:

Max. Penalty:

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Count #:

Max. Penalty:

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*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.